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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

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Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

M/035/0020
M/011/0002
M/035/0019
M/035/0031

MEMORANDUM

To: Paul Neuenschwander, Chief of Staff, Office of the Lieutenant Governor

From: John Baza, Director, Division of Oil, Gas, and Mining

Date: May 4, 2011

Re: Summary of Meetings with Beck Street Gravel/Rock Quarrying Operators

During late March, Ms. Dana Dean, Associate Director of Mining for the Division of Oil, Gas, and Mining ("the Division"), received a query from you regarding certain citizen concerns of blasting at the gravel operations located along Beck Street in North Salt Lake and Salt Lake City. Her initial statements to you indicated that the Division had no regulatory jurisdiction specifically over the blasting activities at the referenced operations, but that the Division through its regulatory role in mined land reclamation could contact the operators and meet with them individually to discuss their best practices in minimizing impacts from blasting activities. This memo provides a summary of those meetings held over the past several weeks.

- Division management including Ms. Dean, Mr. Paul Baker, who is Manager of the Division's Minerals Regulatory Program, and myself, on two occasions met separately with representatives of three companies: Utah Sand and Gravel; Lakeview Rock Products; and Staker and Parsons.
- Both Staker and Lakeview expressed that they are using the best technology currently available to avoid any offsite impacts from blasting. Staker monitors each blast using three seismographs, and Lakeview has begun to monitor their blasts, sometimes with one seismograph, and at times up to three.
- Utah Sand and Gravel has not begun blasting to date, but were very interested in cooperating with the homeowners in the area, and using best practices when the time comes.
- All three operators said they are willing to hold some type of town-hall meeting or open house where they can educate the homeowners about their blasting techniques and the effects, or lack thereof, on their neighborhoods.
- Staker sends out an e-mail notification within approximately one hour prior to each blast. Anyone can sign up to be on the notification list, and they urged the local homeowners to do so. The contact person for the list is Travis Canfield. He can be reached at 801.258.3917 or tcانfield@stakerparson.com. The Division has asked that its representatives be added to the notification list.

In past years, when these types of concerns have arisen, the Division has tried to



exercise its regulatory authority to change the behavior of the gravel operators. But it became apparent when legal counsel intervened that the Division's authority did not extend to blasting activities. Although no legal counsel attended the recent meetings with the operators, they were all aware of the past discussions and that the Division could force no actions related to blasting other than that to which the operators would voluntarily commit. But they were also cognizant that legislative actions could alter the situation, and they wanted to try to solve any problems on their own.

If you have any further questions or concerns, please contact either me or Dana Dean of the Division at 801-538-5340.

From: John Baza
To: Neuenschwander, Paul A.
Date: 5/4/2011 2:36 PM
Subject: Re: Letter
Attachments: 20110503NeuenschwanderMemo.docx

Mr. Neuenschwander,

Ms. Dean had not sent me the information relating to the home owner. I've attached an electronic copy of my memo as you requested, and I'll let you communicate with that person. However, I am happy to answer any questions from the home owner directly, so please feel free to give him my contact information and he can call or e-mail me if he has any more questions. - John Baza

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>>> Paul A. Neuenschwander 5/4/2011 2:12 PM >>>

Hi John,

Thank you for the letter regarding the meetings with Beck Street Gravel/Rock Quarrying Operators. Sounds as though they want to cooperate. Did you send this letter or anything like it to the home owner that was complaining? I spoke with him when this first came up and suggested he contact Rep. Edwards, his representative. He said he knew her and would discuss the situation with her. I just would like him to be aware of the results of your efforts. If you didn't send it to him, could you please send me an electronic copy of your memo and I can find him and send it along to him. Thanks. Paul

Paul A. Neuenschwander
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801-538-1041